

# Exhibit 20I

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CNMI SUPERIOR COURT

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Case Number: 06-0119-CV

Rosie Ada



IN THE SUPERIOR COURT

OF THE

COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS

JOAQUIN Q. ATALIG, )  
                          )  
Plaintiff,            )  
                          )  
vs.                    ) CIVIL ACTION NO. 06-0119 (R)  
                          )  
OKP (CNMI) CORPORATION, ET AL., )  
                          )  
Defendants.            )  
                          )  
                          )

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\*\*\*CONFIDENTIAL\*\*\*

DEPOSITION OF LUDIVINA P. CARILLO

VOLUME 1

Date: WEDNESDAY, JUNE 27, 2007

Location: LAW OFFICE OF STEPHEN J. NUTTING  
6th Floor Nauru Building  
Saipan, MP

TRANSCRIBER: SHELLY A. SCOTT, CSR No. 12005

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## 1 APPEARANCES

2

3 FOR PLAINTIFF: MR. RAMON QUICHOCO

4 -AND MR. MICHAEL DOTT

5 FOR DEFENDANT: MR. STEPHEN NUTTING

6 -AND MS. MAYA KARA

7 FOR DEFENDANT: LILLIAN TENORIO

8 DEPONENT: LUDIVINA P. CARILLO

9 NOTARY PUBLIC: PAULINE BERGER

10 ALSO PRESENT: DAN WESTPHAL, VIDEOGRAPHER

11

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24		
25	INSTRUCTION NOT TO ANSWER: (None)	

1 December?

2 A I don't remember.

3 Q Do you remember if it was before or after  
4 Christmas?

5 A I'm not sure.

6 Q Okay. Was the heavy equipment there already  
7 when Reddy came to talk to you about that?

8 A Yes.

9 Q It was already there?

10 A Yes.

11 Q Okay. And I think in your deposition you said  
12 something about that came in about December 19, when  
13 heavy equipment came; is that about right? (Inaudible.)

14 A That the OKP came in. The two.

15 Q Okay. All right. Okay. So the heavy  
16 equipment came and so Reddy came to talk to you about  
17 clearing the property and wanted to know where the  
18 boundaries were?

19 A He just asked me.

20 Q All right. And why did Reddy come to you? Do  
21 you know why he came to ask you about it?

22 A I don't know.

23 Q Okay. Did anyone else from OKP come and ask  
24 you about where they could clear, where they couldn't  
25 clear?

1 A Only Reddy.

2 Q Only Reddy. So you didn't talk to anybody  
3 else about it?

4 A No.

5 Q How about Allen Yee, did you talk to him about  
6 it?

7 A No.

8 Q Now, when Reddy came to ask you about where he  
9 could clear, what happened after that? Where you able  
10 to tell him?

11 A Excuse me, sir, what's your question?

12 Q Okay. You said Reddy came -- or Reedy or  
13 Reddy?

14 UNIDENTIFIED SPEAKER: Reddy.

15 BY MR. NUTTING:

16 Q Is it Reddy? Okay. Reddy came to talk to you  
17 about where he could clear. And why did they want to  
18 clear in the first place?

19 A The area where they're going to put the  
20 equipment.

21 Q Okay. So they needed to clear an area. And  
22 where was this area -- where did they want to -- what  
23 area did OKP want to clear?

24 A I don't know.

25 Q You have no idea?

1 A I don't know.

2 Q Okay. But they came to you, or Reddy came to  
3 you and asked you, "Where can we clear?" Is that fair?  
4 Is that about what happened?

5 A No. He asked me where is the boundary --  
6 boundary and which area that they can clear and which  
7 area that they can not touch.

8 Q Okay. So he wanted to know three things:  
9 Where is the boundary, where can we clear and where am I  
10 not supposed to clear.

11 A Yes.

12 Q Okay. And the only person you talked about  
13 that was Reedy -- Reddy.

14 A Yes.

15 Q Okay. And did you know where the boundaries  
16 of the property were?

17 A Yes.

18 Q And how did you know where the boundaries  
19 were?

20 A Mr. Atalig is telling me where is the place  
21 that they don't have to touch.

22 Q Okay.

23 A And where is the place that they can clear.

24 Q Okay. So when you say Mr. Atalig was telling  
25 you about the places they could clear and where they

1 couldn't clear, you're talking about Jack Atalig?

2 A Yes, Sir.

3 Q Okay. The plaintiff in this case, Joaquin?

4 A Yes, Sir.

5 Q All right. So Joaquin has explained to you  
6 about where they could clear and where they couldn't  
7 clear?

8 A He just tell me on that area, the pig house  
9 that we are fencing, let them not to touch that area.

10 Q Okay.

11 A They can use all the property all the way to  
12 the back up to the pandanus.

13 Q Okay. Let's go back and look at Exhibit D  
14 again. And if you would, can you -- I know you went  
15 through with it and I had some difficulty from your  
16 deposition being able to tell exactly where you told  
17 Reddy he could clear. You said something about being  
18 able to clear all the way from the first gate; is that  
19 right?

20 You have said something on page 27, you could  
21 clear all the way from the entrance gate all the way to  
22 the cow station. What the heck is that?

23 A I don't know where is -- there's no mark here  
24 on the --

25 Q There's the hotel.

1           A     -- first entrance. The first entrance is not  
2 here.

3 Q Okay. This appears to be a small map in the  
4 corner here. It shows all of the Atalig -- or all of  
5 the Joaquin Atalig's property in the roadway, and this  
6 is the area that they cleared. That's why the square is  
7 here. As for the hotel, as I understand it, would be  
8 running along the roadway right through there; right?

9 A Yes.

10 Q Okay. So on that, where would the entrance  
11 be?

12 (Tape change.)

13 MR. NUTTING: We are on Side B of Tape 3 in  
14 the continuing deposition of Ludivina Carillo.

15 BY MR. NUTTING:

16 Q So you said something about being able to go  
17 from the entrance gate all the way to the cow station.  
18 If this is where the hotel is on the property -- maybe  
19 you can draw that in to show it's there.

20 If this is where the hotel is, where is the  
21 entrance gate and the cow station that you're talking  
22 about?

23 And you can probably do it on the zoom if you  
24 want.

25 A The first entrance, sir, is here.

1 Q Where?

2 A In this area.

3 Q All right. Right on the edge of  
4 Mr. Atalig's -- Mr. Antonio Atalig's property; is that  
5 correct?

6 A This is the property of Atalig?

7 Q That's Joaquin Atalig; this is Antonio Atalig  
8 here, as I understand it.

9 A So the first entrance is here.

10 Q Okay. I saw in your deposition, you talked  
11 about all the way from Antonio Atalig's property until  
12 the cow station.

13 Where is the cow station?

14 A The cow station is back here.

15 Q Okay. It says on page 34 of your deposition,  
16 I told him -- I'm showing from the cow station all the  
17 way to the area, this is the boundary of Antonio Atalig  
18 property. So this is where you told him he could clear,  
19 from the cow station all the way to Tony -- to Antonio  
20 Atalig's property?

21 A Yes. Except the one I showed him not to --

22 Q Except for that one.

23 A -- not to touch.

24 Q Right. Okay. And so why don't you just draw  
25 that -- can you show me where the cow station is?

1 areas where the water tank and the latte stone is. I  
2 know that you on several, several, several times, you  
3 mentioned that you did specifically warned him not to  
4 clear where the other tanks were. Not to touch.

5 Yes, not to touch. Not to touch that area.

6 So that's the same area that you told him not  
7 to touch, "A"; correct?

8 A The "A," sir, yes.

9 Q Back on page 32 Mr. Quichocho asked you, After  
10 you told Reddy not to touch that area where you were  
11 standing -- I guess, at the time -- you cannot touch  
12 that area, and you said, Okay.

13 What? Did you discuss anymore about that?

14 And you said, No. I'm telling him that if  
15 they're going to clear the place, they should aggregate  
16 the soil or the grass and the rocks. You can throw the  
17 soil or the grass in the big pandanus tree that's  
18 already dead.

19 Is that that pandanus that we have drawn  
20 there? Is that where you want him to throw the --

21 A Yes.

22 Q Okay. But you made very clear to him that he  
23 wasn't supposed to touch that A area?

24 A Yes, sir.

25 Q Did you ever tell Reddy that he should not to

1 touch the latte stones in that area, or did you just  
2 tell him not to touch that area?

3 A This is very important.

4 Q Okay. All right. But did you take Reddy over  
5 and show him the latte stones?

6 A No. I'm standing in the walkway going in.

7 Q Okay. The walkway of going into what?

8 A To the water tank.

9 Q All right. And so you were standing in the  
10 walkway going in and you had your arms spread?

11 A This.

12 Q Uh-huh. And then you --

13 A This is fence.

14 Q Okay. That was the net you were talking  
15 about?

16 A Yes. This is fence.

17 Q Uh-huh. And you told him, Don't touch this  
18 area?

19 A Yes.

20 Q Now, my question: Did you take him in there  
21 and show him that there are latte stones in there?

22 A I did not show him, but, "Don't touch this,  
23 this is very important. This is fence off."

24 Q All right. In your -- when -- when did they  
25 start clearing; do you remember?

1 sudden you remember in December having this discussion  
2 with Jackie? Are you just making this up as we go  
3 along?

4 UNIDENTIFIED SPEAKER: Objection.

5 THE WITNESS: No.

6 BY MR. NUTTING:

7 Q Okay. All right. In this map that we marked  
8 Exhibit F, can you tell me where the taro patch is?

9 A (Inaudible.)

10 Q Okay. In your deposition you don't say  
11 anything about telling Reddy not to go into the taro  
12 patch.

13 UNIDENTIFIED SPEAKER: Didn't we go over this  
14 yesterday thoroughly?

15 MR. NUTTING: Not quite.

16 UNIDENTIFIED SPEAKER: Not thoroughly?

17 MR. NUTTING: No.

18 THE WITNESS: Excuse me, sir, what's your  
19 question?

20 BY MR. NUTTING:

21 Q My question is, did you tell Reddy not to go  
22 into the taro patch?

23 A No.

24 Q Okay. Why not? Did Jack just tell you, "Tell  
25 them not to go into the water tank area"? I guess my

1 CERTIFICATE TRANSCRIPTION  
2  
34 I, SHELLY A. SCOTT, CSR License No. 12005, State  
5 of California, certify that the foregoing deposition was  
6 transcribed by the use of computer-aided transcription  
7 under my direction;8 That the foregoing deposition is a true record  
9 of the testimony of the witness and of all objections  
10 made at the time of the examination as contained in the  
11 audio files provided to me;12 That I am not of counsel or attorney for any  
13 of the parties in the above entitled matter, nor a  
14 relative or employee of such attorney our counsel, nor  
15 am I financially interested in the outcome of said  
16 matter;17 That the deponent will be notified to review  
18 and sign the foregoing deposition by the attorneys for  
19 the plaintiff.

20 Witness my hand this 24th day of August, 2007.

21

22 \_\_\_\_\_(Electronically transmitted - S.A.S.)\_\_\_\_

23 SHELLY A. SCOTT, CSR License No. 12005

24

25

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RE: Atalig v. OKP 06-0119  
Defendant Deposition Transcripts

Received from the Law Firm of Mailman & Kara, LLC the following document/s:

1. ATALIG, FELIPE Q. --- ONE (1) CD [audio files], hard copies of EXHIBITS A to G
2. ATALIG, WILLIAM T. --- ONE (1) DVD, [audio files], hard copies of EXHIBITS A to E
3. BUSSELL, JACQUELINE S., VOLS 1-3, --- ONE (1) DVD, [audio files], hard copies of EXHIBITS A to S
4. CARILLO, LUDIVINA "EDITA" P., VOLS 1-2 --- ONE (1) DVD, [audio files], hard copies of EXHIBITS A to P
5. HOCOG, PATERNO "LARRY" B. DR., VOLS 1-2 --- ONE (1) DVD, [audio files], hard copies of EXHIBITS A to G
6. ONE (1) CD [eTranscripts for all of the above]

Dated: August 29, 2007.

Place/Time: 10:40am

*Melissa Camacho*

Print/Sign Name